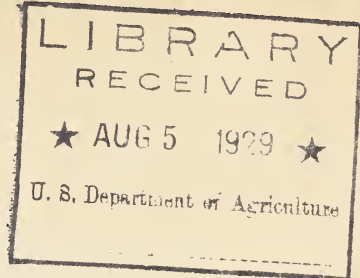


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N. J., N. S. No. 1.

Issued July, 1929

United States Department of Agriculture

FOOD, DRUG, AND INSECTICIDE ADMINISTRATION

NOTICE OF JUDGMENT UNDER THE REGULATIONS OF THE NAVAL STORES ACT

[Approved by the Acting Secretary of Agriculture, Washington, D. C., June 18, 1929]

1. Sale of misgraded rosin. U. S. v. The Rausch Co. (Inc.). Plea of nolo contendere. Fine, \$50. (N. S. No. 1. N. S. I. No. 380.)

On March 13, 1929, the United States attorney for the Eastern District of Louisiana, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Rausch Co. (Inc.), a corporation, New Orleans, La., alleging violations of the naval stores act of March 3, 1923.

It was alleged in the information that the defendant sold to Whitney & Oettler, New York, N. Y., on or about February 6, 1928, and sold, to wit, invoiced, to said Whitney & Oettler, on or about February 15, 1928, by reference to a United States standard, a number of barrels of gum rosin which was other than represented to be, in violation of the said act, in that the article was represented by said defendant to be N grade gum rosin, one of the United States standards for gum rosin designated in said act, whereas it was not N grade gum rosin, but was an article of a different grade, to wit, M grade gum rosin, one of the United States standards designated in said act.

Further violation of the act was alleged in the information in that the said defendant, in effecting the sale of naval stores, as aforesaid, effaced and removed from the barrels containing the article the marks "M-U. S. Inspected," placed thereon by an inspector of the United States Department of Agriculture to designate the article as M grade gum rosin, and substituted therefor on said barrels the letter "N," which substitution and use in commerce of the letter "N" in the sale of said article was a false, misleading, and deceitful means and practice in the sale of naval stores, in that the said letter "N" represented the article to be N grade gum rosin, whereas it was not, but was an article of a different grade, to wit, M grade gum rosin.

On March 28, 1929, a plea of nolo contendere to the information was entered on behalf of the defendant company, and the court imposed a fine of \$50.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

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